

Decision 06-04-015 April 13, 2006

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Order Instituting Rulemaking for Purposes of Amending the Rules of Practice and Procedure to Reflect Internet Access to the Agenda and Agenda Item Documents.

Rulemaking 05-07-015
(Filed July 21, 2005)

**ORDER REOPENING RULEMAKING 05-07-015
TO CONSIDER FURTHER RULE AMENDMENT**

Order Instituting Rulemaking (R.) 05-07-015 proposed amendments to Rules 79 and 80 of the Commission's Rules of Practice and Procedure to eliminate, for the most part, subscription service for the agenda and agenda item materials, and gave notice of the Commission's intent to cancel subscription service for the Daily Calendar. The Commission determined that, as these documents are easily available to the public from the Commission's Internet site, it is reasonable to eliminate subscription service to reduce the administrative burden. After notice in the California Regulatory Notice Register (August 5, 2005) and the opportunity for comment, the Commission adopted the proposed amendments and ended our Daily Calendar subscription service. The Office of Administrative Law approved the rules amendments on January 12, 2006.

The rulemaking inadvertently overlooked the provision of Rule 3.4 which provides for Daily Calendar subscription service. Accordingly, we reopen this proceeding to take comment on a further modification to the Rules of Practice and Procedure to eliminate Daily Calendar subscription service consistent with our earlier statement of intent.

Text of the Proposed Rule

The Commission proposes the following amendment to existing Rule 3.4, Title 20, Division 1, of the California Code of Regulations:

A Daily Calendar of newly filed proceedings and proceedings set for hearings shall be available for public inspection at the Commission's San Francisco and Los Angeles offices. The Daily Calendar shall indicate the time and place of the next three regularly scheduled Commission meetings. ~~Printed copies of the Daily Calendar may be obtained by subscription at such price as may be established by the Commission.~~ Electronic access to the Daily Calendar is available at the Commission's website (www.cpuc.ca.gov).

Note: Authority cited: Section 1701, Public Utilities Code; and Section 2, Article XII, California Constitution.

Next Steps

This order is exempt from public review and comment pursuant to Pub. Util. Code § 311(g)(3).

We will take written comments on the proposed modification set forth in this order. Comments shall be filed and served by no later than May 4, 2006.

Assignment of Proceeding

John Bohn is the Assigned Commissioner and Hallie Yacknin is the assigned Administrative Law Judge in this proceeding.

Finding of Fact

The proposed amendment to Rule 3.4, Rules of Practice and Procedure (Title 20, Division 1, Chapter 1 of the California Code of Regulations) will implement the Commission's determination in Decision 05-11-015 to end Daily Calendar subscription service.

Conclusion of Law

In order to complete the adoption process promptly, this order should be effective immediately.

IT IS ORDERED that:

1. This Order Instituting Rulemaking is reopened to take comment on a proposed modification to Rule 3.4 of the Commission's Rules of Practice and Procedure to eliminate Daily Calendar subscription service.

2. Comments on the proposed rule amendment must be filed and served on or before May 4, 2006.

This order is effective today.

Dated April 13, 2006, at San Francisco, California.

MICHAEL R. PEEVEY
President
GEOFFREY F. BROWN
DIAN M. GRUENEICH
JOHN A. BOHN
RACHELLE B. CHONG
Commissioners